



TECH CENTER 1600/2900

MA 5/21/03
RECEIVED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. AM100081 01)

In re Application of:) Apnl. No.: 09/659,643
JAMES J. GIBBONS JR. et al.) Confirmation No.: 6975
Filed: 09/12/2000) Customer No.: 25291
For: METHOD OF POTENTIATING) Group Art Unit: 1625
CHEMOTHERAPY AND TREATING) Examiner: Héctor M. Reyes, Ph.D., J.D.
SOLID TUMORS)
Paper No.: 8

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO A RESTRICTION REQUIREMENT WITH AMENDMENT

Dear Sir:

Responsive to the Office communication mailed February 11, 2003 in the above-referenced patent application, please consider the below remarks in a favorable light:

INTRODUCTORY COMMENTS

This paper is being filed in reply to the restriction requirement of Paper No. 7. However, it has been noticed that the specification requires amendment to update the serial number of the provisional application referenced in the paragraph on page 1, lines 6-8 thereof. In accordance with the revised amendment format illustrated in the February 25, 2003 Official Gazette and the waiver of 37 C.F.R. § 1.121, the Amendment to the Specification is being placed on a separate sheet in an Appendix at the end of this paper to facilitate separate indexing and electronic scanning of the document, if desired by the Office. Kindly amend the specification pursuant to the instructions in the Appendix.

REMARKS

The Examiner requires restriction to one of the following inventions under 35 U.S.C. § 121:

I. Claims 1-7, drawn to a method of treating solid tumor in a mammal, classified in class 514, subclass 1+; and

II. Claims 8-14, drawn to a method of potentiating the effects of a chemotherapeutic regimen in a mammal, classified in class 544, subclass 1+.